

Message Text

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PAGE 01 NEW DE 12774 241532Z

51

ACTION NEA-16

INFO OCT-01 ISO-00 SCS-03 SCA-01 L-03 H-03 CIAE-00 INR-11

NSAE-00 RSC-01 SS-20 NSC-07 DRC-01 /067 W

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R 241520Z SEP 74

FM AMEMBASSY NEW DELHI

TO SECSTATE WASHDC 4086

LIMITED OFFICIAL USE NEW DELHI 12774

FOLLOWING TEL SENT ACTION NEW DELHI FROM CALCUTTA ON
SEP 24, 1974. NOW REPEATED FOR YOUR INFO.

QUOTE

LIMITED OFFICIAL USE CALCUTTA 2008

E.O. 11652: N/A

TAGS: CASC, PFOR, IN

SUBJ: HARCOS:FLETCHER

1. AT CITY SESSIONS COURT TODAY, SEPT. 24, HEARING ON PETITION FOR HARCOS AND FLETCHER'S BAIL AND FOR O'NEILL'S PETITION FOR CONSULAR ACCESS TO PRISONERS IF BAIL IS GRANTED, PROSECUTION FILED WRITTEN OBJECTIONS TO GRANTING OF BAIL. PROSECUTOR WAS ADAMANT IN REFUSING TO GIVE COPIES OF HIS WRITTEN OBJECTIONS TO DEFENSE LAWYERS FOR HARCOS AND FLETCHER "BECAUSE OF LEAKAGE" UNLESS INSTRUCTED OTHERWISE BY PRESIDING JUDGE. PRESIDING JUDGE ORDERED PROSECUTOR IN PRESENCE OF CONSUL O'NEILL, WHO SAT THROUGH COMPLETE HEARING, TO VOICE HIS OBJECTIONS WHICH WERE SOLELY RELATED TO PHYSICAL LAYOUT OF SALVATION ARMY HOSTEL. SINCE QUARTERS WERE APPROVED BY POLICE, BOTH JUDGE AND DEFENSE LAWYERS WERE DISAPPOINTED BY WHAT JUDGE NOTED AS "CONTINUAL LACK OF COOPERATION BY PUBLIC PROSECUTOR."

2. JUDGE HAD ORDER "FINAL" HEARING ON BAIL AND ON O'NEILL'S

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PETITION FOR ACCESS FOR SEPT. 27. HE FURTHER SET OCTOBER 4

AS BEGINNING OF TRIAL ITSELF.

3. COMMENT: O'NEILL BELIEVES FROM REMARKS MADE BY PROSECUTOR
THAT HE WILL FILE WRITTEN PETITION OBJECTING TO O'NEILL'S
ACCESS TO PRISONERS IF THEY ARE RELEASED ON BAIL. WE ALSO BELIEVE
THAT TRIAL DATE MAY SLIP BECAUSE OF POSSIBLE FURTHER OBJECTIONS
STILL TO COME.

PICKERING

UNQUOTE

SCHNEIDER

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Message Attributes

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